Multnomah County Official Records E Murray, Deputy Clerk

2018-063257

06/15/2018 10:47:21 AM

1R-NTAFFRLP Pgs=4 Stn=23 CRESWEP \$20.00 \$11.00 \$6.00 \$60.00

\$97.00

After Recording, Return To:

Precision Castparts Corp. 4650 SW Macadam Avenue, Suite 400 Portland, OR 97239-4262 ATTN: Peter Serrurier

NOTICE OF MATTER AFFECTING TITLE TO REAL PROPERTY (40 CFR §761.61)

This Notice of Matter Affecting Title to Real Property ("Notice") is made as of June 4, 2018 by Precision Castparts Corp., an Oregon corporation ("PCC").

This Notice is required by and made pursuant to Code of Federal Regulations, Title 40, Section 761.61.

PCC is the current owner of the real property in Multnomah County, Oregon described on the attached Exhibit A (the "**Property**").

The portion of the Property identified as Area A, Area B West, and Area B East as reflected on Figure 1 attached hereto as Exhibit_B has been used for polychlorinated biphenyl (PCB) remediation waste disposal in accordance with federal regulations and approved by the U.S. Environmental Protection Agency. The PCB concentrations remaining in soil in Area A, Area B West, and Area B East (Figure 1) of the Property are greater than 1 milligram per kilogram (mg/kg) and, therefore, trigger the requirement for this deed notification under the Code of Federal Regulations, Title 40, Section 761.61 (40 CFR §761.61) and the use of Area A, Area B West, and Area B East are restricted to low occupancy as defined in Title 40, Section 761.3 (40 CFR §761.3). Land use in Area A, Area B West, and Area B East is consistent with the definition of a low occupancy area (40 CFR §761.3). A concrete fabric cap was placed in portions of Area A and Area B West and the cap must be maintained in perpetuity. Fencing and signage were also installed as institutional controls in these two areas. The applicable cleanup level for the capped soil in Area A and Area B West is 100 mg/kg total PCBs. The applicable cleanup level for Area B East is 25 mg/kg.

Restrictions for Area A and Area B West: Future use shall comply with the definition of low occupancy (40 CFR §761.3). Signage and fencing shall be maintained. Repairs to the cap shall begin within 72 hours of discovery for any breaches which would impair the integrity of the cap.

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The portion of the Property identified as Area A, Area B West, and Area B East as reflected on Figure 1 attached hereto as Exhibit_B has been used for polychlorinated biphenyl (PCB) remediation waste disposal in accordance with federal regulations and approved by the U.S. Environmental Protection Agency. The PCB concentrations remaining in soil in Area A, Area B West, and Area B East (Figure 1) of the Property are greater than 1 milligram per kilogram (mg/kg) and, therefore, trigger the requirement for this deed notification under the Code of Federal Regulations, Title 40, Section 761.61 (40 CFR §761.61) and the use of Area A, Area B West, and Area B East are restricted to low occupancy as defined in Title 40, Section 761.3 (40 CFR §761.3). Land use in Area A, Area B West, and Area B East is consistent with the definition of a low occupancy area (40 CFR §761.3). A concrete fabric cap was placed in portions of Area A and Area B West and the cap must be maintained in perpetuity. Fencing and signage were also installed as institutional controls in these two areas. The applicable cleanup level for the capped soil in Area A and Area B West is 100 mg/kg total PCBs. The applicable cleanup level for Area B East is 25 mg/kg.

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CRF §761.3).	nall comply with the definition of low occupancy (40
DATED: June 1, 2018.	
	PRECISION CASTPARTS CORP., an Oregon corporation
	By: Ruth A. Beyer Title: Sr. VP & General Counsel
STATE OF OREGON))ss. County of Multnomah)	
This instrument was acknowledged before me on the	
OFFICIAL STAMP DEBORAH L. BROWNING NOTARY PUBLIC-OREGON COMMISSION NO. 957760 MY COMMISSION EXPIRES DECEMBER 28, 2020	Notary Public for Oregon My Commission expires:

EXHIBIT A

(Legal Description of the Property)

A tract of land in Section 19, Township 1 South, Range 2 East of the Willamette Meridian, partially in the City of Portland, County of Multnomah and State of Oregon, of which a portion lies in a part of Gibsons Subdivision of the J.A. Logan tract and being more particularly described as follows:

Beginning at a point on the line between Sections 19 and 30, Township 1 South, Range 2 East of the Willamette Meridian, said point located South 89°25'18" West, 203.47 feet from the quarter corner common to said Sections 19 and 30; thence continuing South 89°25'18" West along said section line, 1069.96 feet; thence North 24°33'08" East 257.24 feet to a point on a line between Lots 1 and 16, said Gibsons Subdivision of the J.A. Logan tract; thence continuing North 62°28'38" West along said line between Lots 1 and 16, 270.92 feet to the South line of S.E. Harney Drive, now a 60.00 foot right of way; thence South 89°12'10" East along said South line of S.E. Harney Drive, 166.04 feet to a point of curve; thence on a 602.98 foot radius curve to the left, which has a chord that bears North 79°28'50" East 236.64 feet, an arc length of 238.18 feet; thence North 68°09'50" East 199.63 feet; thence leaving South line of S.E. Harney Drive, South 33°09'30" East 209.15 feet; thence South 52°28'10" East, 106.72 feet; thence North 86°21'40" East, 94.07 feet; thence North 75°05'20" East 109.99 feet; thence South 0° 56'20" West 34.00 feet; thence South 83°14'10" East 93.85 feet; thence South 40°43'10" East, 109.23 feet; thence South 23°26'10" East 141.43 feet to the point of beginning.

EXHIBIT B

(Figure 1: Area A, Area B West, and Area B East)

